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6 Attorneys for Plaintiffs

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 (SAN FRANCISCO DIVISION)

11 CALIFORNIA SERVICE EMPLOYEES
HEALTH & WELFARE TRUST FUND,
12 MIKE GARCIA, Trustee, CHARLES
GILCHRIST, Trustee, RAYMOND C. NANN,
13 Trustee, LARRY T. SMITH, Trustee,

14 Plaintiffs,

15 vs.

16 A & B MAINTENANCE, INC., a California
corporation,

17 Defendant.
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Case No.: C 07-04945 TEH

**APPLICATION TO CONTINUE CASE
MANAGEMENT CONFERENCE
HEARING DATE
AND PROPOSED ORDER**

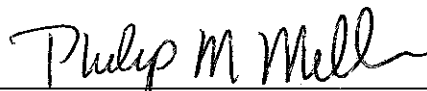
Date: January 7, 2008
Time: 1:30 p.m.
Judge: Hon. Thelton E. Henderson
Courtroom 12, 19th Floor

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20 Plaintiffs respectfully request that the Case Management Conference scheduled in this
21 matter be continued until May 5, 2008. On October 26, 2007, Default was entered as to Defendant
22 A & B Maintenance, Inc. (A & B). Plaintiffs filed a Motion for Partial Judgment by Default on
23 November 30, 2007, seeking an audit of the records of A & B, needed to determine all amounts
24 owed by A & B to Plaintiff Trust. Plaintiffs need to audit A & B because it has breached its
25 obligation to report voluntarily the employees entitled to health care coverage and the
26 contributions due to the Trust on behalf of its employees. When the audit is completed, Plaintiffs
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1 intend to promptly move for judgment by default based on the findings of the auditors. Therefore,
2 a Case Management Conference may not be needed.
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4 Dated: November 30, 2007

Respectfully submitted,

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Saltzman & Johnson Law Corporation

By: Philip M. Miller
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10 **IT IS SO ORDERED.**
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12 Date: _____
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THELTON E. HENDERSON, SENIOR JUDGE
UNITED STATES DISTRICT COURT
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PROOF OF SERVICE

I am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San Francisco, California 94105.

On November 30, 2007, I served the following documents on the parties to this action, addressed as follows, in the manner described below:


**APPLICATION TO CONTINUE
CASE MANAGEMENT CONFERENCE HEARING DATE
AND PROPOSED ORDER**

XX **MAIL**, being familiar with the practice of this office for the collection and the processing of correspondence for mailing with the United States Postal Service, and deposited in the United States Mail copies of the same to the business addresses set forth below, in a sealed envelope fully prepared.

Addressed to:

A & B Maintenance, Inc.
405 East Gardena Blvd., Suite A
Gardena, CA 90247

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 30th day of November, 2007 at San Francisco, California.


Julie Jellen